

ESTTA Tracking number: **ESTTA361848**

Filing date: **08/06/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91191371
Party	Plaintiff ClearChoice Holdings, LLC
Correspondence Address	Brian A. Colao Dykema Gossett PLLC 1717 Main St., Suite 4000 Dallas, TX 75201 UNITED STATES bcolao@dykema.com, nmassand@dykema.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Brian A. Colao
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Signature	/Brian A. Colao/
Date	08/06/2010
Attachments	080610 [CCH.Goldschlag] Agreed Motion to Suspend Proceedings and Modify Scheduling Order.pdf ( 3 pages )(9193 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

CLEAR CHOICE HOLDINGS, LLC,

Opposer,

v.

DALE D. GOLDSCHLAG, DDS

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Opposition No. 91191371

**AGREED MOTION TO SUSPEND PROCEEDINGS  
AND MODIFY SCHEDULING ORDER**

Whereas the parties are negotiating a potential settlement of the above-identified matter, the parties jointly move the Trademark Trial and Appeal Board to suspend proceedings in the above-identified matter for three months.

In the event that the matter is not resolved after the three month suspension, the parties request that the following schedule be entered:

Expert Disclosures Due	Dec. 5, 2010
Discovery Closes	Jan. 5, 2011
Plaintiff's Pretrial Disclosures:	Mar. 7, 2011
Plaintiff's 30-day Trial Period Ends:	Apr. 18, 2011
Defendant's Pretrial Disclosures:	May 6, 2011
Defendant's 30-day Trial Period Ends:	June 20, 2011
Plaintiff's Rebuttal Disclosures:	Jul. 11, 2011
Plaintiff's 15-day Rebuttal Period Ends:	Aug. 11, 2011

This Motion is not made for the purpose of delay but to further settlement negotiations.

Respectfully submitted,

/s/ Brian A. Colao

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**ATTORNEYS FOR OPPOSER**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of Opposer's AGREED MOTION TO SUSPEND PROCEEDINGS AND MODIFY SCHEDULING ORDER is being served upon the following counsel of record via electronic mail and first class mail, postage pre-paid in a sealed envelope, under the exclusive care of the United States Postal Service on August 5, 2010.

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/s/ Brian A. Colao

Brian A. Colao

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that on August 5, 2010, Counsel for Opposer conferred with Counsel for Applicant and the parties have agreed to the requested relief.

/s/ Brian A. Colao

Brian A. Colao